



DAC #8

DOCKET NO. CAN-137

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Louis Canuel  
Serial No.: 09/829,391 Group No.: 3765  
Filed: April 9, 2001 Examiner: A. Grayson  
For: SANITARY NAPKIN WITH BREATHABLE EXTENSION

I hereby certify that this correspondence is being deposited with the  
United States Postal Service as first class mail in an envelope addressed  
to: Commissioner for Patents, Washington, D.C. 20231 on

May 8, 2003  
(Date of Deposit)

James P. Barr  
Name of applicant, assignee, or Registered Representative

  
(Signature)

May 8, 2003  
(Date of Signature)

Box DAC  
Commissioner for Patents  
Washington, D.C. 20231

PETITION FOR REVIVAL OF AN APPLICATION  
FOR PATENT ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137(a)

1. Applicant petitions for the revival of the above-identified application.
2. Nature of abandonment: (check appropriate box and complete)
  - ☒ In an office communication from the PTO dated 4/15/2003, the undersigned has noted that the above-identified application is being forwarded to the Abandoned Files because applicant's response to the Official Action mailed 1/02/2003 has not been received within the statutory period or any extension requested therefor.
  - ☐ The undersigned has reviewed his records and noted that the response to the Official Action mailed was not timely filed within the statutory period or any extension requested therefor.

3. Response filed:

The proposed response to the Official Action mailed

- ☒ has been filed on 1/02/2003
- ☐ is enclosed herewith.

05/13/2003 AWONDAF1 00000087 100750 09829391  
01 FC:1452 110.00 CH

05/20/2003 CKHL0K 00000001 100750 09829391  
01 FC:1452 110.00 CH

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OFFICE OF PETITIONS

4. Verified showings from the relevant parties as to the causes of the unavoidable delays are filed herewith.

See attached Amendment and Response with a copy of the accompanying postcard evidencing receipt by the PTO on 1/07/2003.

5. It will be seen from the attached showings that the processing procedures have been carefully reviewed and that steps have been taken to avoid repetition of the events which took place in this case so that a similar error will not be made in the future.

6. Terminal disclaimer:

☐ application filed before June 8, 1995

or ☐ design application)

Abandonment took place on the following date 4/15/2003 and:

☒ Since this petition is within six months of that date, no terminal disclaimer is required.

☐ A terminal disclaimer equivalent to the period of abandonment of the application until the date of this petition is attached.

7. Status of applicant:

This application is on behalf of

☐ small business entity--fee \$55.00

☐ verified statement already filed on  
☐ verified statement attached.

☒ other than a small business entity--fee \$110.00

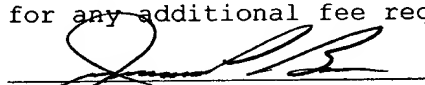
NOTE: The fee is set in 37 CFR 1.17(I).

8. Fee payment:

☒ Charge the petition fee of \$110.00 to Account 10-0750/CAN137/JPB and for any additional fee required. A duplicate of this petition is attached.

☐ A check in the sum of \$ \_\_\_\_\_ is attached.

☒ Charge Account 10-0750 for any additional fee required.

  
James P. Barr  
Reg. No.: 32,882  
Attorney for Applicant(s)

JOHNSON & JOHNSON  
One Johnson & Johnson Plaza  
New Brunswick, NJ 08933  
Tel. No.: (732) 524-2826  
Date: May 8, 2003